

BONNETT, FAIRBOURN, FRIEDMAN
& BALINT, P.C.

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[Additional Counsel on signature page]

UNITED STATES DISTRICT COURT

CENTRAL DISTRICT OF CALIFORNIA

LOREAN BARRERA, On Behalf of
Herself and All Others Similarly
Situated and the General Public,

Plaintiff,

v.

PHARMAVITE, LLC, a California
limited liability company,

Defendant.

Case No. 2:11-cv-04153-CAS (AGrx)

**DECLARATION OF PATRICIA N.
SYVERSON IN SUPPORT OF
PLAINTIFF'S MOTION FOR
POSTING OF AN APPEAL BOND
BY OBJECTOR JUSTIN
FERENCE**

Date: February 26, 2018

Time: 10:00 a.m.

Courtroom: 8D

The Hon. Christina A. Snyder

1 I, PATRICIA SYVERSON, declare as follows:

2 1. I am a shareholder in the law firm of Bonnett, Fairbourn, Friedman, &
3 Balint, P.C., one of the Settlement Class Counsel. I have personal knowledge of
4 the matters set forth in this declaration and, if called to testify to them, would be
5 competent to do so.

6 2. Pursuant to L.R. 7-3, on January 5, 2018, counsel for Plaintiff
7 conferred with counsel for Objector Justin Ference regarding Plaintiff's intent to
8 file a Motion for Posting of an Appeal Bond and the substance of same. Plaintiff's
9 counsel requested that Objector Ference drop his appeal and Objector's counsel
10 declined and informed Plaintiff's counsel that Objector Ference would oppose
11 Plaintiff's motion.

12 3. In support of Plaintiff's Motion for Posting of An Appeal Bond By
13 Objector Justin Ference, attached hereto are true and correct copies of the following
14 documents:

15 **Exhibit A:** Supplemental Declaration of Phil
16 Cooper Re: Settlement Claims and
17 Projected Amount of Administration
Costs

18 **Exhibit B:** Reporter's Transcript of Proceedings
19 held on Monday, December 4, 2017
(Fairness Hearing)

20 **Exhibit C:** *Retta v. Millennium Products, Inc.*, Case
21 No. 2:16-cv-03780-PSG-AJW (C.D.
22 Cal.), D.E. 104 (Order GRANTING the
23 Motions for Final Approval of Class
Action Settlement, Attorneys' Fees and
Costs, and Class Representative
Incentive Awards, dated Aug. 22, 2017)

24 **Exhibit D:** *Bezdek v. Vibram USA, Inc.*, No. 12-
25 10513-DPW (D. Mass). D.E. 119
26 (Memorandum In Support of Joint
27 Motion for Imposition of Appeal Bond
Under Federal Rule of Appellate
28 Procedure 7, dated March 16, 2015)

1 I declare under the penalty of perjury under the laws of the United States of
2 America that the foregoing is true and correct this 16th day of January 2018 at San
3 Diego, California.
4

5 DATED: January 16, 2018

BONNETT, FAIRBOURN, FRIEDMAN
& BALINT, P.C.

By: s/Patricia N. Syverson

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CERTIFICATE OF SERVICE

I hereby certify that on January 16, 2018, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses denoted on the Electronic Mail notice list, and I hereby certify that I have mailed the foregoing document or paper via the United States Postal Service to the non-CM/ECF participants indicated on the Manual Notice list.

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on January 16, 2018.

By: s/Patricia N. Syverson
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